IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SEVENTEENTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE GODA RAGHURAM

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WRIT PETITION NO : 8705 of 2004

Between:

1 Mohd. Abudl Khader, S/o. Waheed Ali, Quarter No. S/350
Pylon Colony, Nagarjunasagar, Nalgonda District.
2 B. Jhansi, W/o. B. Narasimharao, Quarter No. H.C.8.
Pylon Colony, Nagarjunasagar, Nalgonda District.
3 M. Seethamahalakshmi, W/o. Bhasker Rao, Quarter No. HC.1
R/o. at Pylon Colony, Nagarjunasagar, Nalgonda District.
4 Shafiunnisa Begum, W/o. Pasha, Quarter No. B.II.6
Pylon Colony, Nagarjunasagar, Nalgonda District.
5 B. Susheela, W/o. B. Ramulu, Quarter No. B.II/12
Pylon Colony, Nagarjunasagar, Nalgonda District.
6 M. Ramakotamma, W/o. Koteswara Rao, Quarter No. B.II/22
Pylon Colony, Nagarjunasagar, Nalgonda District.
7 S. Marthamma, W/o. of Dayanand, Quarter No. B.II/16
Pylon Colony, Nagarjunasagar, Nalgonda District.
8 Syed Abdul Jabbar, S/o. Md. Khasim, Quarter No. B.II/18
Pylon Colony, Nagarjunasagar, Nalgonda District.
9 Mohd. Khaja Moinuddin, S/o. Lateef, Quarter No. B.II/1,
Pylon Colony, Nagarjunasagar, Nalgonda District.
10 B. Gopal, S/o. Ramulu, Quarter No. B.II/29
Pylon Colony, Nagarjunasagar, Nalgonda District.
11 Md. Mahaboob Begum, W/o. Md. Dastagir, Quarter No. B.II/91
Pylon Colony, Nagarjunasagar, Nalgonda District.
12 P. Saroja, W/o. P. Sahadev, Quarter No. B.4,
Pylon Colony, Nagarjunasagar, Nalgonda District.
13 S.D. Mumtaj Begum, W/o. Late S.D. Syed, Quarter No. B.5
Pylon Colony, Nagarjunasagar, Nalgonda District.
14 O. Narasimha Reddy, S/o. Malli Reddy, Quarter No. B.II/60,
Pylon Colony, Nagarjunasagar, Nalgonda District.
15 K. Srinivas, S/o. Saidulu, Quarter No. B.II/92
Pylon Colony, Nagarjunasagar, Nalgonda District.
16 Md. Abeda Begum, S/o. Late Bin Abdullaih, Quarter No. B.II/49,
Pylon Colony, Nagarjunasagar, Nalgonda District.

17 Md. Asharufunissa Begum, W/o. Dasthagir, Quarter No. P. 28,
Pylon Colony, Nagarjunasagar, Nalgonda District.
18 M.A. Jaheda Begum, W/o. M.A. Hannan, Quarter No. P/48
Pylon Colony, Nagarjunasagar, Nalgonda District.
19 S.Sujatha, W/o. S. Galib, Quarter No. P/42
Pylon Colony, Nagarjunasagar, Nalgonda District.
20 M.D. Ghousia Begum, W/o. Md. Pasha, Quarter No. P. 43,
Pylon Colony, Nagarjunasagar, Nalgonda District.

21 G. Yellamma, W/o Narayana Reddy, Quarter No. P.41
Pylon Colony, Nagarjunasagar, Nalgonda District.
22 Nirmala, W/o. Narasimha, Quarter No. P.26
Pylon Colony, Nagarjunasagar, Nalgonda District.
23 K. Kanthamma, W/o. of Sanjeeva Rao, Quarter No. B2/84,
Pylon Colony, Nagarjunasagar, Nalgonda District.

..... PETITIONERS

AND

1 The Superintendent of Police, Nalgonda.
2 Commandent of A.P.S.P. 12 th Betalian of Annaparthy Village,

Nalgonda Mandal, Nalgonda District.
3 The Executive Engineer, Buildings and Roads Division,
Hill Colony, Nagarjunasagar, Nalgonda District.

..... RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate Writ, order or direction, in the nature of Mandamus declaring the action of the respondents in trying to dispossess the petitioners from the quarters whose numbers are given in the cause title, high handedly without notice as being illegal, unjust arbitrary and violative of Article 14 of the Constitution of India.

Counsel for the Petitioner: MR.E.V.BHAGIRATHA RAO

Counsel for the Respondent Nos.1 & 2: G.P. FOR HOME

Counsel for the Respondent No.3: G.P. for Roads and Buildings

The Court made the following

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ORDER:

The only claim of the petitioners as apparent from the open textured pleadings is that having been in occupation of the quarters allotted to them while in service for long they could not be asked to vacate the quarters. Petitioners claim to be police constables, some of whom have retired from service while others are in service and some claim to be family members of police constables, who passed away. As against this claim, on behalf of the respondents it is asserted that all the writ petitioners have retired from service.

The petitioners assert that as police constables are entitled to rent free accommodation qua the orders of Government in G.O.Ms.No.403, Public Works Department, dated 02-11-1970 they were allotted rent free accommodation in Nagarjuna Sagar Dam Site (Vijayapuri) on payment of water and electricity charges to Government and that they occupied the several quarters from 1970 onwards. Now, without providing alternative accommodation, the respondents are asking them to vacate the premises. On this assertion and without any preceding or following principle of law pleaded, urged or demonstrated, the petitioners seek to interdict the action of the respondent to evict them from the quarters.

No principle, legal or otherwise is brought to the notice of this Court that entitles the petitioners to relief. None occurs to this Court either. There are no merits

in the writ petition.

Accordingly, the writ petition is dismissed. No costs.

The interim direction, dated 30-04-2004 granted by this Court in W.P.M.P.No.11250 of 2004 shall stand dissolved.

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GODA RAGHURAM, J

17th February, 2005

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ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Superintendent of Police, Nalgonda.
2 The Commandent of A.P.S.P. 12 th Betalian of Annaparthy Village,

Nalgonda Mandal, Nalgonda District.
3 The Executive Engineer, Buildings and Roads Division,
Hill Colony, Nagarjunasagar, Nalgonda District.

4. Two CCs to the G.P. for Home, High Court Buildings, Hyderabad (OUT).

5. Two CCs to the G.P. for Roads & Buildings, High Court Buildings, Hyderabad (OUT)

6. Two CD copies